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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Cary James MILLER *et al.*

Group Art Unit: 1641

Application No.: 10/658,528

Examiner: Not Yet Assigned

Filed: September 10, 2003

Attorney Docket No. 215105.01400

For: IMMUNOASSAY DEVICE WITH IMPROVED
SAMPLE CLOSURE

Confirmation No. 1959

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF MISSING PARTS
AND PETITION UNDER 37 C.F.R. 1.136(A)**

Dear Commissioner:

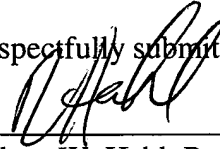
Applicants petition the Commissioner for Patents to extend the time for Notice to File Missing Parts of Non-Provisional Application December 3, 2003, for three-months from March 3, 2004 to May 3, 2004. Submitted herewith is a check for \$950.00 to cover the fees for the extension under 37 C.F.R. § 1.17.

In response to the Notice Of Missing Parts mailed December 3, 2003, enclosed please find an executed Declaration, Power of Attorney or Authorization of Agent documents, and Statement Under 37 CFR 3.73(b). Also enclosed is a copy of the Missing Parts Notice. Submitted herewith is a check for \$130.00 for the Late surcharge under 37 CFR 1.16 (e)

Any deficiency in or overpayment of this fee should be charged or credited to Deposit Account No. 50-1710. A duplicate copy of this Petition is enclosed.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3500. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Robert W. Hahl, PH.D.
Registration No. 33,893
Gilberto M. Villacorta, PH.D.
Registration No. 34,038

PATENT ADMINISTRATOR
KATTEN MUCHIN ZAVIS ROSENMAN
525 West Monroe Street
Suite 1600
Chicago, Illinois 60661-3693
Facsimile: 312-902-1061
Date: May 3, 2004